

IN THE DISTRICT COURT OF GUAM  
TERRITORY OF GUAM  
MAGISTRATE CRIMINAL MINUTES

**FILED**  
DISTRICT COURT OF GUAM  
JAN 24 2006

MARY L.M. MORAN  
CLERK OF COURT

CASE NO. MG-05-00009

DATE: 01/24/2006

HON. JOAQUIN V. E. MANIBUSAN, JR., Magistrate Judge, Presiding  
Court Reporter: Wanda Miles  
Hearing Electronically Recorded: 9:33:31 - 9:46:00

Law Clerk: Judith Hattori  
Courtroom Deputy: Virginia T. Kilgore  
CSO: F. Tenorio

\*\*\*\*\* APPEARANCES \*\*\*\*\*

DEFT: DONALD C. ALDAN

ATTY : ALEX MODABER

(X) PRESENT (X) CUSTODY ( ) BOND ( ) P.R.

(X) PRESENT ( ) RETAINED (X) FPD ( ) CJA APPOINTED

U.S. ATTORNEY: JUSTIN OLIVER

AGENT:

U.S. PROBATION: ROSANNA VILLAGOMEZ-AGUON

U.S. MARSHAL: J. CURRY / V. ROMAN

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PROCEEDINGS: CHANGE OF PLEA

- ( ) COMPLAINT READ TO DEFENDANT  
( ) FINANCIAL AFFIDAVIT REVIEWED AND ACCEPTED: \_\_\_\_\_, ATTORNEY APPOINTED  
(X) DEFENDANT SWORN AND EXAMINED: AGE: 37 HIGH SCHOOL COMPLETED: HIGH SCHOOL GRADUATE  
( ) DEFENDANT ARRAIGNED AND ADVISED OF HIS RIGHTS, CHARGES AND PENALTIES  
( ) GOV'T SUMMARIZES THE EVIDENCE ( ) GOV'T SUBMITS TO THE PLEA AGREEMENT  
(X) COURT QUESTIONS DEFENDANT REGARDING HIS PHYSICAL AND MENTAL CONDITION, AND ADVISES DEFENDANT OF THE NATURE AND POSSIBLE CONSEQUENCES OF SAID PLEA  
( ) DEFENDANT WAIVE READING OF ( ) COMPLAINT ( ) INFORMATION ( ) INDICTMENT  
(X) PLEA ENTERED: (X) GUILTY ( ) NOT GUILTY - TO: COUNT I - THEFT OF PROPERTY  
( ) COUNT(S) \_\_\_\_\_ DISMISSED ON GOVERNMENT'S MOTION  
( ) PLEA AGREEMENT FILED: \_\_\_\_\_ PLEA: ( ) ACCEPTED ( ) REJECTED  
( ) COURT ORDERS PLEA AGREEMENT SEALED  
( ) COURT REJECTS PLEA AGREEMENT AND REFERS IT TO: \_\_\_\_\_ FOR RECOMMENDATION.

(X) SENTENCING DATE: MAY 16, 2006 at 9:30 A.M. ( ) STATUS HEARING: \_\_\_\_\_ at \_\_\_\_\_  
(X) PRESENTENCE REPORT DUE TO PARTIES: MARCH 20, 2006 DUE TO COURT: APRIL 21, 2006

PROCEEDINGS CONTINUED TO: \_\_\_\_\_ at \_\_\_\_\_

- ( ) DEFENDANT REMANDED TO THE CUSTODY OF THE U.S. MARSHAL SERVICE FOR ( ) PROCESSING ( ) DETENTION  
( ) DETENTION HEARING REQUESTED BY \_ GOV'T \_ DEFT IS SET FOR: \_\_\_\_\_ at \_\_\_\_\_  
(X) DEFENDANT DETAINED PURSUANT TO HIS LOCAL CASE.

The Court and the parties amended page 2 of the plea agreement.